



RECEIVED

61

RCE 1677\$

DEC 12 2003

PTO/SB/30 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

TECH CENTER 1600/2900

Request  
For  
Continued Examination (RCE)  
Transmittal

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/982,554
Filing Date	October 18, 2001
First Named Inventor	Zhoungbogbo et al.
Art Unit	1617 /
Examiner Name	Hui
Attorney Docket Number	601-017c1

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. ☐ Deposit Account No. \_\_\_\_\_

i. ☒ RCE fee required under 37 CFR 1.17(e)

12/11/2003 DTESSEM1 00000001 09982554

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

01 FC:2801

385.00 0P

iii. ☐ Other \_\_\_\_\_

b. ☒ Check in the amount of \$ 385.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Robert M. Haroun	Registration No. (Attorney/Agent)	34,345
Signature		Date	12/8/03

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Sandria Cirillo	Date	12/8/03
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PATENT

Docket No. 601-017c1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Zohoungbogbo et al.  
Serial No. : 09/982,554  
Filed : October 18, 2001  
For : DIETETIC FOOD COMPOSITION

CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

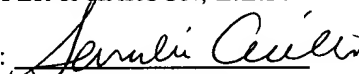
Sir:

I hereby certify that the attached Amendment, Amendment Transmittal, RCE, Check for \$385.00, and Return Postcard along with any paper(s) referred to as being attached or enclosed and this Certificate of Mailing are being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Respectfully submitted,

SOFER & HAROUN, L.L.P.

By:

  
Sandria Cirillo

Date:

12/8/03

Mailing Address:

SOFER & HAROUN, L.L.P.  
317 Madison Avenue, Suite 910  
New York, New York 10017  
Tel:(212)697-2800  
Fax:(212)697-3004

**RECEIVED**

DEC 12 2003

PATENTDocket No. 601-017c1**TECH CENTER 1600/2800**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Zohoungbogbo et al.                      Group Art Unit: 1617  
Serial No. : 09/982,554                                      Examiner: Hui  
Filed : October 18, 2001  
For : DIETETIC FOOD COMPOSITION

AMENDMENT FEE TRANSMITTAL

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for the above-identified application.

☒ No additional fee is required.☐ The additional fee has been calculated as shown below:CLAIMS AS AMENDED

	Claims Remaining After Amendment		Highest No. Covered by Previous Payments	Present Extra	Rate	Additional Fee
Total Claims*	17	-	20	=	x \$9.00	\$ <u>.00</u>
Independent Claims	2	-	3	=	x \$40.00	\$ <u>.00</u>
Multiple Dependent Claim(s)	(If claims added by amendment include Multiple Dependent Claim(s) and there was no Multiple Dependent Claim(s) in application before amendment add \$260.00 to additional fee.)					\$ _____
Total:						\$ <u>.00</u>

☐ Verified Statement of "Small Entity" Status Under 37 CFR § 1.27  
filed \_\_\_\_\_. Reduced Fees Under 37 CFR § 1.9(f)  
(50% of total) paid herewith.

\$ \_\_\_\_\_

\* Includes all independent and single dependent claims and all claims referred to  
in multiple dependent claims. See 37 C.F.R. § 1.75(c).

- ☐ Charge fee to Deposit Account No. 19-2825 . Order No. \_\_\_\_\_  
A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for this amendment, or credit any overpayment to Deposit Account No.19-2825. Order No. 601-017c1 .  
A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
- ☐ \_\_\_\_\_ Page(s) of substitute Sequence Listing
- ☐ \_\_\_\_\_ Computer disk(s) containing substitute Sequence Listing
- ☐ Statement under 37 C.F.R. § 1.825(b) that the computer and paper copies of the substitute Sequence Listing are the same.
- ☐ A check in the amount of \$ .00 to cover the filing fee is attached.

Respectfully submitted,

SOFER & HAROUN L.L.P.

By: \_\_\_\_\_

Robert M. Haroun

Registration No. 34,345

Dated: December 8, 2003

Mailing Address:

SOFER & HAROUN L.L.P.  
317 Madison Avenue  
New York, New York 10017  
(212) 697-2800  
Fax: (212) 697-3004



**AFETR FINAL - PLEASE EXPEDITE**

Attorney Docket No.: 601-017c1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

-----X

In re application of  
Zohoungbogbo et al.

Examiner: Hui

Serial No: 09/982,554

Art unit: 1617

Filed: October 18, 2001

For: DIETETIC FOOD COMPOSITION

-----X

**AMENDMENT**

**Mail Stop AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sirs:

In response to the Office Action dated September 8, 2003, please amend the above-identified application as follows. An RCE is enclosed herewith.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 9 of this paper.